

Schweizer, Jonathan

From: Linda Verhulst <lverhulst@scwr.org>
Sent: Wednesday, October 26, 2016 1:59 PM
To: Schweizer, Jonathan; R5NPDES
Cc: Clark, Jacqueline
Subject: RE: Preliminary Comments on Pretreatment Ordinance, Enforcement Response Plan (ERP) and Attorney's Statement
Attachments: Justification for the Removal of TTO from the SCWRD Local Limits.docx; Proposed LL changes 2015 rev.3.docx; Pre-Treatment Ordinance red strike 2015 rev.3.rtf

Hello Jonathan,

Please find the following enclosed documents:

1. Justification for the Removal of TTO which outlines the reasons the District would like to remove TTO from its Local Limits.
2. Proposed LL changes rev3 which shows TTO removed from the proposed list of Local Limits in the new Ordinance
3. Pre-Treatment Ordinance red strike rev3 contains the following revisions:
 - a. Section 2.2 Definitions added Pretreatment Coordinator definition
 - b. Section 3.3 (b) removed TTO from Toxic Pollutants list
 - c. Section 4.2.5 (l) Added statement about reporting required by a CIU who is not discharging to the District (came up during Compliance evaluation)
 - d. Section 4.4 added language about inspections and minimum sampling requirements. Eliminated Table II
 - e. Section 4.6 was added for Zero Discharge Permits (came up during Compliance evaluation)
 - f. Section 5 ERP
 - i. Added Section 5.1 to address the use of monitoring and inspections to detect noncompliance.
 - ii. Added responsible staff to each section of 5.2 Noncompliance Enforcement Actions
 - iii. Added Section 5.12 on Enforcement Tracking
4. The proposed changes for the Attorney Statement were sent in a previous email.

Please let me know if you have any questions or need additional information.

Linda Verhulst
Technical Supervisor



SANGAMON COUNTY WATER
RECLAMATION DISTRICT

(formerly Springfield Metro Sanitary District)

3000 N. 8th Street
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(217) 528 - 0491
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PLEASE NOTE our name change, and that my email has changed to lverhulst@scwr.org. Please change this in your contact information. Thank you!

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From: Schweizer, Jonathan [mailto:schweizer.jonathan@epa.gov]
Sent: Wednesday, October 12, 2016 2:19 PM
To: Linda Verhulst; R5NPDES
Cc: Clark, Jacqueline
Subject: RE: Preliminary Comments on Pretreatment Ordinance, Enforcement Response Plan (ERP) and Attorney's Statement

Dear Ms. Verhulst,

Thank you. We will review this with our assigned staff attorney and let you know if this is sufficient.

Jonathan Schweizer

From: Linda Verhulst [mailto:lkverhulst@scwrdd.org]
Sent: Wednesday, October 12, 2016 9:24 AM
To: Schweizer, Jonathan <schweizer.jonathan@epa.gov>; R5NPDES <R5NPDES@epa.gov>
Cc: Clark, Jacqueline <clark.jacqueline@epa.gov>
Subject: RE: Preliminary Comments on Pretreatment Ordinance, Enforcement Response Plan (ERP) and Attorney's Statement

Hello Jonathan,

Please find the attached revised attorney statement from our lawyer. The letter is in draft form, and he is requesting comment prior to issuing the final signed statement.

Linda Verhulst
Technical Supervisor



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From: Schweizer, Jonathan [mailto:schweizer.jonathan@epa.gov]
Sent: Tuesday, August 09, 2016 6:19 PM

To: Linda Verhulst

Cc: Clark, Jacqueline

Subject: Preliminary Comments on Pretreatment Ordinance, Enforcement Response Plan (ERP) and Attorney's Statement

Dear Ms. Verhulst,

We haven't been in communication on this matter since March, but it would be to yours and our benefit to move the subject Ordinance towards approval. We have a few preliminary comments on some of your submitted material, namely, Chapter 5 of the Ordinance, which provides an Enforcement Response Plan, and the attorney's statement, the purpose of which is to define the basis of the Springfield Metro Sanitary District's legal authority to operate a pretreatment program. Please note that these comments are preliminary, since these documents are still under review at our Office of Regional Counsel, and upon completion of their review other issues may be raised. Our comments are as follows:

1. Chapter 5 of the Springfield Metro Sanitary District (SMSD) SUO seems to do a reasonable job describing the actions to be taken for various infractions (though a supplemental table would help) but there is no discussion of the use of monitoring and inspections to detect incidences of noncompliance. Chapter 5 also is silent on staffing roles and responsibilities, as well as how violations, actions taken by SMSD and industrial user responses to those actions will be tracked to ensure that enforcement is actually working.
2. With regard to the attorney's statement, it needs to be more specific by citing (by chapter, section etc.) specific parts of the municipal code that provide the appropriate authorities to run a municipal pretreatment program rather than merely saying that based on an examination of this and that documents, Springfield Metro Sanitary District has the authority to operate the program.

We have attached 3 guidance documents to address the ERP and the attorney's statement. While It isn't required that you follow these to the letter, but they should help illustrate what we're looking for. If you have any questions, please feel free to email me or call @ (312) 886-0211. Thank you.

Jonathan Schweizer, Staff Environmental Engineer, NPDES Programs Branch, Water Division, USEPA Region 5, Chicago